

G. R. S. 58
Previous references.

✓
1903-04

File No. 156

Serial Nos. 1-4-

(Courts)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-4

Part B. for

SUBJECT.

Engagement of the services of the Public
Prosecutor to conduct a Civil case
against the Deputy Commr. Bangalore &c.

- Sl. No. 1. No. 43 of 13-11-03 From the Dy Commr Bangalore
Requesting to grant permission to engage the services of
the Public Prosecutor to conduct the case in the Principal
Municipal Court Bangalore in which the Dy Commr has been
made a supplemental defendant.
- Sl. No. 2. To the Dy Commr Bangalore No 1078 of 28-11-03
Inviting attention to certain rules regarding the
conduct of suits against Govt. Officers & asking to sub-
mit a confidential report as to the merits of the plaintiff's case
as well as a draft of the written statement proposed to
be filed
- Sl. No. 3. No. 525 of 15-12-03 From Dy Commr Bangalore
Requesting the return of the records connected with
the Civil suit filed against the Deputy Commissioner by
Thayammal wife of Syamudraiah for the preparation
and submission of the confidential report &c
G.P. 8,000-7-4-09
- Sl. No. 4. No. 1252 of 19-12-03 To the Dy Commr Bangalore
Returning the records as requested

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Submitted

The file ending with
 No ^x 1257 of 17-12-03
 seems to be a
 sub case - It is
 therefore requested
 that it may be
 sent to Branch III
 to ascertain if any
 reply has been
 received or for
 disposal.

M.H.

19-8-07

To the Superintendent
 Br III

For furnishing the information
 kindly

Should routine notes be written on small
 slips, the notes must be copied on slips
 pasted on this form.

MGCPB-50,000-22-9-04

x To the General Record for kindly
 noting the Countermarking if
 any against the number noted
 in the margin or against the
 previous G.O. No 1678 of 28/11/03
 22/5/08

There are no Countermark
 ing against 1257 of 17.12.03
 nor against G.O. No 1078 of 28.11.03
 Aff

No further report seems to have
 been received from the Deputy
 Commissioner. If any action on
 the part of Govt was necessary
 the Deputy Commissioner would
 certainly have made a
 report. It does not seem to
 be quite necessary to call
 for a report at this distance
 of time these papers may
 therefore be recorded as they
 are. Submitted for orders

Yes M
 22/5/08 22/5/08

To the Special Establishment

To Branch III
 Kindly obtain the orders of
 the Asst Secy for recording the
 papers as they are
 26/5/08

(P.J.O)

Subd to the Registrar

The papers may be recorded

There is no probability of receiving
any reply in the matter & it also
it seems unnecessary to remind
the magistrate at this distance of time

SN
26/5/00

This may be placed before

the Asst Sec in charge of

the Branch for records

26/5/00

Subd to Asst Secy.

SN
26/5/00

may be recorded

as they are -

disposition seems neg

18
26.5.00

W. H. L. Esq.

Office Note.

file of the Dewan of Mysore.

file No. (if any)

Directions.

No., date and purport of receipts to be entered in red, and office note in black ink in order of dates.—To be written only on one side, and inside the line of margin.

Branch Judicial

Subject Engagement of the services of the Public Prosecutor to conduct a civil case against the Dybomr Bangalore D^h

Letter No. S. 435-dated 1st November 1903 from the Dybomr, Bangalore D^h requesting permission to the

The facts of the case are as follows:—

On 29th March 1897, a sum of Rs 200 was advanced to one Syloo Kandu of Ippasandra village in the Bangalore Taluk for sinking an irrigation well in his land S. No 13 of the said village. The applicant failed to complete the well in time and orders were issued for the recovery of the advance.

by proceeding against
the applicants property
Along with other properties
of the applicant the right
title and interest of ~~the~~
the applicant in a house
situated in Dadda Kalyandray
reported by the Stuldar
to be in the possession
and enjoyment of the app-
-cant were attached &
sold in public auction
for Rs 55 to one Dadda-
-Bairappa and the sale
was confirmed by the
Dy Commissioner.

The applicant's wife
has now filed a suit in
the Principal Munsiff's Court, Bangalore
against the purchaser
and the Dy. Commr. Bangalore
as supplemental defendants
for possession.

The Plaintiff alleges that
her husband has no right
in the house as it has
been inherited by her
from her mother as Sti-
-dhanam, and pray
for possession of the house
and for rent for the same
at Rs 10 per month from
the date of taking possession

Copy of
Kide / Plaintiff
Serial No. A

thereof ^{to} from date of decree.

There is nothing in the records to show that the notice required by S. 424 of the Civil Pro Code was given to the Dy. Commr by the Plaintiff.

Submitted for orders

~~At~~ 24/11/03 The attention of the Dy. Commr may be called to the ^{rule} ~~in~~ contained in Govt order no 4660-79 — Civ. 137 of 25 Sept. 1888 regarding the conduct of suits in such cases & he may be requested to comply with them, & in particular, to submit ^{confidential} a report as to the merits of the Plaintiff's case, and as well as a draft of the written statement proposed to be filed ^{with} ~~the~~ brief arguments in support of each ground of defence. [When this, the Dy. Commr may be committed under Rule 5.]

To Secy

Please issue an order to this effect.

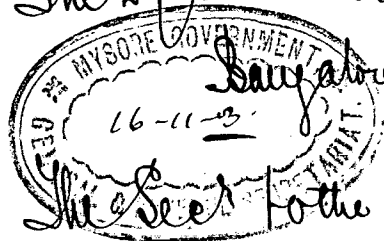
24/11/03
26/11/03

1903 by J. 770

From

The Dy Commr Mysore

To



of Mysore

Dated

13/11/03 Rev and Asst Secy.

Despatched

14/11/03 Harlow

Received

General No.

S. No. 435

Enclosure No one file

We are writing to grant permission
to engage the services of the Public
Prosecutor to conduct the case at the
Principal Munsiff's Court filed by the
wife of Dyloo Baidi of Tippasandra
to whom an advance of Rs 200 of two
months for sinking an irrigation well
and who failed to repay the loan.

J. M.

14 11 03

[Faint, illegible handwritten notes and signatures]

S No 435
In the file

S No 1

Bangalore District
By Commissioners Office
Bangalore 13th November

Y
From

H H Sharke Esq
By Commis Sines
Bangalore District

Y
To,

H. V. Nanjundayya Esq M.A.
Secy to the Govt of Mysore
Rev and Genl Depts.

Sir,

I have the honor to
State that Rs 200/- was advanced
on 29th March 1897, to one Syloo
Aidu of Diphasaundra village in the
Bangalore Taluk for sinking an irrigation
well in his holding S No 13 of the said
village

village. The applicant failed to complete the well in time and orders were issued for the recovery of the amount by proceeding against the applicants property. Along with other properties of the defaulters the right title and interest of a house reported by the defaulters to be in possession and enjoyment of the applicant were attached and sold in a public auction. Thereupon the defaulters wife filed a suit in the Court of the Principal Munsiff, Bangalore against the purchaser and the Deputy Commissioner has been made a supplemental defendant and the case is listed for hearing to the 14th Instant.

2. I therefore request that you will be so good as to grant permission to engage the services of the Public Prosecutor to appear and conduct the case on my behalf.

3. At the present date of

²
of hearing is too near I have requested
the court to adjourn the case to a distant
date and to intimate the same.

4. The file of kermaular has
connected with the case is also submitted
for perusal and return.

I have the honor to be,

Sir,

Your most obedient Servant

W. L. G. S. S. S.

By Commissioner,

hms

Pro: office of the Govt of H. H. the Maharaja¹¹
of Mysore

Sl No 2

Read:

Letter N. 435 dated 13th Nov 03
from the Dy. Com^r Bangalore Dt
requesting the permission of
Govt to the engagement of the
services of the Public Prosecutor
Bangalore Dt to conduct a
civil case against the Dy Com
Bangalore Dt filed in the
Principal Munsiff's Court
by the wife of Syloo Naidu
of Tippasandra to whom
an advance of Rs 200 was
granted for settling an
irrigation well and who
failed to return.

Order. 10789 28/11/03

Reverting the attention
of the Dy Com Bangalore
✓

is awarded

to the rules contained in
Govt. Order N^o. 4668-79 dated
25 Sept '88 ^{Cir 137} he is requested to
comply with them and in
particular to submit con-
fidentially a report as to the
merits of the plaintiff's case
as well as a draft of the
written statement proposed
to be filed together with
brief arguments in support
of each ground of defence

(regarding the conduct of
suit agreed for officers)

Secy's order

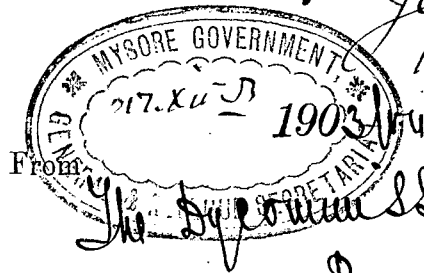
off
26.11.03

27.11.03
for Secy

To

The Jt Magt, Bangalore

Typed.
28.11.
03



Bangalore

To

The Secy to the Comr

Dated

Despatched

Received

General No.

S. No. 525

Enclosure No.

Comr Pw: No 1078 of 28 Nov 1903.

Requesting return of records con-
nected with the civil suit filed against
the Dy Commr by Thayammal wife of
Dyloo Aaidu for the preparation &
Subn of the Confidential report & draft
written statement.

Imp
17.12.03

+

They were the records
of the Dy Commr
to the Comr

S No 525

Saugor District

Dy Commissioner's Office

11.12.23

Saugor 1st December 23.

Y
From,

H. S. Shinde Esq

Dy Commr Saugor

Saugor Dt

Y
To,

H. V. Kaimbatta Esq M.A.

Secy to the Comr of Mysore

Rev and Reul Depts

Sir,

With reference to Government

Proceedings No 1078 of the 28th November 23
requesting the submission of a Confidential
report in connection with a civil suit filed
against the Deputy Commissioner by Thayamma
wife of Syloo Kaidu, whose house was
sold for the recovery of the advance made
to

to Syloo Maeda for sending an invitation
well, I have the honor to state that the
formality laid down in para one of Government
Proceedings No $\frac{4668-49}{\text{cir: 137}}$ of 25th September 1888

referred to in the Proceedings under reply has not
been observed ^{by the Plaintiff.} The file of records forwarded

with this office letter No 435 of the 13th ultimo
may be kindly returned to enable me to prepare
and submit the Confidential report and draft
written statement called for.

I have the honor to be,

Sir

your most obedient servant,

Narasimhaiah Purnani

for Dy Commissioner
ML

Office Draft. (Docket.)

Mysore Government,
Secretariat, General & Revenue
Branch.

Il h. 1

To

The Dh Magistrate
Bangalore

Date of passing the draft

Date of despatch

19/12/03

Regd. No.

File No. & date (if any)

1257

No. of Encls.

Recon.

His letter no 525-
dated 15th December
1903

With reference
to the above, has
the honour to return
herewith the records
received with his
letter no 435 dated
18th November 1903

By order

18/12/03
For Secretary